

On motion of Mr. Herbert, the report of the committee on Public Lands, on a bill to legalize transcripts of records of field notes, in the Surveyor's office of Fayette county, recommending the passage of the same, was taken up, bill read 2nd time, and passed to a 3rd reading,

On motion of Mr. Herbert, the rule was suspended, bill read a 3rd time and passed.

Mr. Potter presented the petition or memorial of A. B. Smith and others, relative to the affairs of Galveston, Houston and Henderson Railroad company, which was read and laid on the table.

On motion of Mr. Potter, the rule was suspended and the report of the committee on Internal Improvements, on a bill for the relief of the Galveston, Houston, and Henderson Railroad company, and in amendment of the act of incorporation of the same, and of the acts amending the same, and in addition thereto, offering an amendment thereto, was taken up, read and the amendment adopted.

On motion of Mr. Potter, the bill was amended by adding to section 3, "and that said company shall hereafter be liable and bound in all respects for all debts incurred and contracts heretofore made by it, in the same manner, and with the same effect as it was previous to the 1st day of November 1857.—The bill was then ordered to be engrossed.

Mr. Grimes presented the papers in the contested election of the Senator from Harris county; referred to the committee on Privileges and Elections.

On motion of Mr. Guinn, the Senate adjourned until tomorrow morning at 9 o'clock.

TUESDAY, Nov. 10th, 1857.

The Senate met pursuant to adjournment—prayer by the Chaplain—roll called—quorum present.

The journal of yesterday was read and adopted.

Mr Taylor of Houston, presented the petition of John Wortham; referred to the committee on public lands.

Mr. Graham, presented the memorial of C. H. Kennard, and 197 others, relative to the abolition of the practice of employing chaplains by the Legislature; referred to the committee on State Affairs.

Mr. Britton, Chairman of the committee on the Militia, reported a bill to provide for the payment of three companies

of minute men commanded by Captains Jno. W. Sansom, Jno. D. Davenport, and Reason W. Black, back to the Senate and recommended its passage.

Mr. Taylor of Cass, Chairman of the committee on Public Debt, made the following report :

The committee on Public Debt have considered a joint resolution instructing our Senators and requesting our Representatives in the United States Congress to call upon the United States Government to refund the money heretofore paid out by the State of Texas for the defence of her frontier; and have instructed me to report the accompanying amendments and recommend the adoption of the amendments and passage of the joint resolution.

First amendment; amend the caption by striking out the word "annexation" and inserting the 28th day of February, 1855.

2nd amendment; amend by inserting after the word "frontier" since 28th day of February, 1855.

Mr. Fall, from the committee on Engrossed Bills, reported a bill for the relief of the Galveston, Houston and Henderson Railroad company, and in amendment of the act of incorporation thereof, and of the acts amending the same and in addition thereto, correctly engrossed.

Mr. Pirkey, from the committee on the Judiciary made the following report.

The committee on the Judiciary have had under consideration the petition of the court and bar of the 8th Judicial District to change the time of holding courts therein, and have instructed me to report the accompanying bill and recommend its passage.

A bill to amend the second section of an act to re-organize the 8th Judicial District, and define the time of holding courts therein; read first time.

Mr. Caldwell Chairman of the committee on Indian Affairs made the following report :

The committee on Indian Affairs to which was referred a Bill to set aside four leagues of land of the public domain, for Indian purposes, have had the same under consideration, and find that provision has already been made by a Bill, approved February 4th, 1856, wherein five leagues of land has been set aside for the same uses and purposes sought for in this Act. They therefore recommend that the act referred to be indefinitely laid on the table.

Mr. Potter, Chairman of the committee on the Judiciary, made the following report :

The committee on the Judiciary have considered a resolution instructing the committee to enquire into the expediency of repealing or amending an act to ascertain legal claims for lands or money against the State, and to report by Bill or otherwise; and have also considered the special message of the Governor of the 6th instant, in relation to the act referred to in said resolution; and a majority of the committee instruct me to report: That the committee have not yet had sufficient time to report fully upon the questions referred, but have come to the conclusion that it would be advisable to go into the election of a Commissioner of Claims to fill the vacancy which will occur in said office, on and after to-morrow. The committee are of the opinion that under the provisions of the said act creating the Court of Claims, the officer thus elected will hold the office until 1st day of January, 1858, only, as the election will be to fill the vacancy in said office, occasioned by the resignation of Jas. C. Wilson, Esq., whose term of office, under the provisions of the law, would have expired on the 1st day of January, 1858. Having reported thus far, the committee ask time to report further upon the subject referred.

A message was received from the House, informing the Senate that the House had passed a Joint Resolution, originating in the Senate, instructing our Senators and requesting our Representatives in the Congress of the United States, to use their endeavors in procuring a regiment of Texas mounted volunteers, to be raised for the protection of the Western frontier of Texas.

Mr. Taylor, of Cass, introduced a Bill to change the time of the biennial meeting of the Legislature of the State of Texas; read first and second times and referred to the committee on State Affairs.

Mr. Throckmorton introduced a Bill to create the county of Montague; read first and second times and referred to the committee on Counties and County Boundaries.

Mr. Paschal introduced a Bill supplemental to an Act, entitled an Act to perfect land titles in Castro's Colony, approved February 22d, 1850; read first and second times and referred to the committee on Public Lands.

Mr. Britton was excused from attendance on the Senate on account of sickness.

ORDERS OF THE DAY.

The resolution of Mr. Guinn, to go into the election of a Commissioner of Claims on Wednesday the 11th inst., at 10 o'clock, with the concurrence of the House, being the special order for to-day, was taken up and read.

Mr. McCulloch offered the following amendment, to come in at the end of the resolution :

And that the present incumbent be authorized to discharge the duties of the office until his successor be qualified. Rejected.

On motion of Mr. Guinn, the resolution was amended, by striking out "Wednesday the 11th inst, at 10 o'clock, A. M." and inserting to-day at 12 o'clock, M., in lieu thereof.

On motion of Mr. Potter, the resolution was amended by adding—to-wit : up to January 1st, 1858.

On motion of Mr. Stockdale, the resolution was further amended by inserting after 12 o'clock M. "to fill the vacancy occasioned by the resignation of Jas. C. Wilson, Esq." The resolution was then adopted.

The report of the committee on Internal Improvements, on a bill supplemental to, and amendatory of an act to incorporate the San Antonio and Mexican Gulf Railroad Company, approved Sept. 5th. 1850, and the several supplemental and amendatory acts concerning said Railroad, offering amendments thereto, was taken up, read and the amendments adopted.

Mr. Paschal offered the following amendment, to come in after Sec. 8, as an additional section, and to be numbered accordingly.

That the capital stock of said company for the present, shall not exceed one million of dollars, which may be increased from time to time, by consent of two-thirds of the stockholders in amount so as not to exceed \$2,500,000—adopted. The bill was then ordered to be engrossed.

On motion of Mr. Paschal, the rule was suspended, bill read a 3d. time and passed by the following vote :

YEAS—Messrs. Caldwell, Erath, Fall, Grimes, Guinn, Herbert, Hyde, Lott, Maverick, Paschal, Pirkey, Potter, Scarborough, Sheppard, Stockdale, Taylor of Fannin, Taylor of Houston, Throckmorton, Truit, Walker and Wigfall—21.

NAY—Mr. McCulloch—1.

A bill to remove the disabilities of minority from Jas. N. Scott, Wm. B. Wyatt, Wm. B. Fowler, and George B. McKinstry, and to declare them severally of lawful age, reported

by the committee on State Affairs, was read a 2nd. time and ordered to be engrossed.

On motion of Mr. Pirkey, the rule was suspended—bill read a 3rd. time and passed.

A House bill to locate permanently the seat of justice of Angelina county, was read 1st. and 2nd. times, and referred to the committee on Counties and County Boundaries.

A bill for the relief of the Galveston, Houston and Henderson R. R. Company, and in amendment of the act of incorporation thereof, and of the acts amending the same, and in addition thereto, was read a 3rd time and passed by the following vote :

YEAS—Messrs. Caldwell, Falls, Graham, Grimes, Guinn, Hyde, Lott, McCulloch, Martin, Maverick, Paschal, Pirkey, Potter, Russell, Scarborough, Shepard, Stockdale, Taylor of Cass, Taylor of Fannin, Taylor of Houston, Throckmorton, Truit, Walker—23.

NAY—Mr. Herbert—1.

A message was received from the House, informing the Senate, that the House had concurred in the Senate's resolution to go into the election of a Commissioner of Claims to-day at 12 o'clock, M., and that the House had passed a bill, originating in that body, authorizing the Clerk of the county court of Dallas county to transcribe certain records therein named.

Mr. Taylor, of Houston, Chairman of the committee on Enrolled Bills, reported a bill to legalize surveys made in Karnes land district, correctly enrolled, properly signed, and this day presented to the Governor.

On motion of Mr. Guinn, the Senate took a recess of half an hour.

At the expiration of the time, the Senate was called to order, and proceeded to the Hall of the House of Representatives.

IN JOINT SESSION.

Roll called, quorum present.

The Speaker of the House, having announced that the two Houses had met in joint session for the purpose of electing a Commissioner of Claims, and nominations being in order,

Mr. Erath, on the part of the Senate, nominated Mr. Jas O. Illingsworth.

There being no other nomination, the following Senators voted for Mr. Illingsworth :

Messrs. Caldwell, Erath, Fall, Graham, Grimes, Guinn,

Herbert, Hyde, Lott, McCulloch, Martin, Maverick, Paschal, Pirkey, Potter, Russell, Shepard, Stockdale, Taylor of Cass, Taylor of Fannin, Taylor of Houston, Throckmorton, Truitt, Walker and Wigfall—25.

On the part of the House, Mr. Illingsworth received 76 votes and blank received 4 votes.

Mr. Illingsworth having received a majority of all the votes cast, was declared duly and constitutionally elected Commissioner of Claims until January 1st. 1858.

The Senate then returned to its own chamber, and on motion of Mr. Paschal, adjourned until to-morrow morning at 11 o'clock.

AUSTIN, Nov., 11th, 1857.

The Senate met pursuant to adjournment—prayer by the chaplain—roll called quorum present.

The journal of yesterday was read and adopted.

Mr. Lott, presented the petition of Jacob Long; referred to the Committee on Claims and Accounts.

Mr. Russell, Chairman of Committee on Engrossed Bills, reported a bill to revive and continue in force, and supplemental to and amendatory of an act to incorporate the San Antonio and Mexican Gulf Railroad Company, approved September 5th, 1850, and the several supplemental and amendatory acts, concerning said Railroad; and a bill to remove the disabilities of minority from James N. Scott, Wm. P. Wyatt, Wm. B. Fowler and Geo. B. McKinstry, and to declare them severally of lawful age, correctly engrossed.

Mr. Pirkey, Chairman of the Committee on Public Lands, made the following reports:

The Committee on Public Lands have had under consideration a bill to define the Northern Boundary line of the Mississippi and Pacific Railroad Reservation, and have instructed me to return the same to the Senate and recommend its passage.

The Committee on Public Lands to which was referred the memorial of many citizens of the Mississippi and Pacific Railroad Reserve, have considered the same together with a bill for their relief. Your committee have been satisfied that in consequence of a failure of crops for two successive years in a large portion of the district of country occupied by memo-